

Senate Bill No. 409

Passed the Senate May 4, 2006

Secretary of the Senate

Passed the Assembly April 27, 2006

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2006, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 409, Kehoe. Emergency health care services: appropriations.

Existing law establishes the State Department of Health Services for the administration and oversight of various health care programs.

Existing law establishes the Emergency Medical Services Authority for the coordination and integration of all state activities concerning emergency medical services.

This bill would appropriate from the General Fund \$5,451,000, for the 2005–06 fiscal year, to the department and \$1,622,000 to the authority, for specified public health purposes.

This bill would declare that it is to take effect immediately as an urgency statute.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. (a) The Legislature finds and declares all of the following:

(1) California's ability to respond to public health emergencies, whether naturally occurring or resulting from terrorism, requires preparation by both state and local health jurisdictions.

(2) The State Department of Health Services is the lead state agency for responding to public health emergencies such as infectious disease emergencies.

(3) Local health jurisdictions are the points of delivery for public health services and, in emergencies, provide response within their capabilities.

(b) It is the intent of the Legislature in enacting this act to bolster California's preparedness for a public health emergency,

and its response and recovery efforts in the event of such an emergency.

SEC. 2. (a) There is hereby appropriated four hundred ninety-one thousand dollars (\$491,000) from the General Fund to the State Department of Health Services for the 2005–06 fiscal year to supplement funding provided in Item 4260-001-0001 of the Budget Act of 2005 (Ch. 38, Stats. 2005). This amount shall be apportioned as follows:

(1) Seventy-six thousand dollars (\$76,000) to oversee management of the antiviral supplies, vaccines, and medical supplies that California will need to obtain and distribute during a pandemic.

(2) Four hundred fifteen thousand dollars (\$415,000) to provide expanded capacity in the Microbial Diseases Laboratory and the Viral and Rickettsial Diseases Laboratory to implement new tests to control both old and new infectious diseases, and to purchase a portable Raman Infrared Microscopy System and a portable Gas Chromatographic/Mass Spectroscopy System for the Richmond Campus.

(b) There is hereby appropriated four million nine hundred sixty thousand dollars (\$4,960,000) from the General Fund to the State Department of Health Services for the 2005–06 fiscal year to supplement funding provided in Item 4260-111-0001 of the Budget Act of 2005 (Ch. 38, Stats. 2005). This amount shall be apportioned as follows:

(1) Four hundred sixty thousand dollars (\$460,000) to purchase doses of antiviral supplies used in the prevention or treatment of influenza.

(2) Four million five hundred thousand dollars (\$4,500,000) to strengthen pandemic influenza planning efforts, conduct epidemiologic investigations of infectious and communicable disease outbreaks, and provide epidemiologic and statistical support as requested.

(c) There is hereby appropriated one million six hundred twenty-two thousand dollars (\$1,622,000) from the General Fund to the Emergency Medical Services Authority for the purchase and provision of personal protective equipment, in accordance with Emergency Medical Services Authority guidelines, for firefighter Emergency Medical Technicians and ambulance personnel in the state who demonstrate a need for the equipment

and have sought other funding options, including federal homeland security grant funding, but have been unable to secure other funding and who agree, through a contract with the Emergency Medical Services Authority, the local emergency medical services agency, or the local public agency that provides fire protection and emergency medical services, to participate in state and local disaster response. Recipients of the personal protective equipment shall, pursuant to the contract, be required to replace the equipment, as necessary, and to provide necessary, ongoing training on the use of the personal protective equipment. Nothing in this section shall limit the ability of the Emergency Medical Services Authority, a local emergency medical services agency, or the local public agency that provides fire protection and emergency medical services, to impose additional contract requirements as a condition of receiving this equipment. The Director of the Emergency Medical Services Authority shall give first priority for distribution of the personal protective equipment to those local public agencies that provide fire protection and emergency medical services.

SEC. 3. In order to rapidly implement pandemic influenza planning and preparedness efforts, contracts or other agreements entered into for pandemic influenza planning or preparedness activities with funds appropriated in this act shall not be subject to Part 2 (commencing with Section 10100) of Division 2 of the Public Contract Code.

SEC. 4. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to enhance California's preparedness for, and response to, an impending threat of a pandemic influenza, it is necessary that this bill take effect immediately.

Approved _____, 2006

Governor